

COMMISSION REGULATION (EC) No 1274/2007**of 29 October 2007****amending Regulation (EC) No 2104/2004 laying down detailed implementing rules for Council Regulation (EC) No 639/2004 on the management of fishing fleets registered in the Community outermost regions**

THE COMMISSION OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Community,

Having regard to Council Regulation (EC) No 2371/2002 of 20 December 2002 on the conservation and sustainable exploitation of fisheries resources under the Common Fisheries Policy ⁽¹⁾, and in particular Article 11(5) thereof,

Having regard to Council Regulation (EC) No 639/2004 of 30 March 2004 on the management of fishing fleets registered in the Community outermost regions ⁽²⁾, and in particular Article 1(2) and Article 4(3) thereof,

Whereas:

- (1) The statement on outermost regions made jointly by the Council and the Commission during the Fisheries Council of 27 July 2006 ⁽³⁾ stresses the need for appropriate measures ensuring the sustainable development of the fisheries sector in those regions. Such measures are to take account of the specificities of fishing activities in the relevant areas. Furthermore, they are to be adopted in the light of the ongoing study on this topic and in the light of the assessment, by the Scientific, Technical and Economic Committee for Fisheries (STECF), of the state of fisheries resources in outermost regions.
- (2) Following that statement, France and Portugal have adopted development plans for Guadeloupe, Martinique, French Guiana, Réunion and the Azores. An assessment of the effects of those plans on fisheries resources has been delivered by STECF during its plenary meeting of April 2007.

- (3) At the same time complementary information has been submitted to the Commission on proposed regularisations relating to an important number of vessels, which carried out fishing activities before 31 December 2006 and remained active in outermost regions without having been entered in the Community Fleet Register. Such regularisations are to be considered as an extension to the development plans.
- (4) The development plans contribute to the sustainable development of the fisheries sector in outermost regions. In this context the reference levels for some of the fleets registered in outermost regions should be reviewed. Commission Regulation (EC) No 2104/2004 ⁽⁴⁾ should therefore be amended accordingly.
- (5) The measures provided for in this Regulation are in accordance with the opinion of the Management Committee for Fisheries and Aquaculture,

HAS ADOPTED THIS REGULATION:

Article 1

The Annex to Regulation (EC) No 2104/2004 is replaced by the text in the Annex to this Regulation.

Article 2

This Regulation shall enter into force on the seventh day following its publication in the *Official Journal of the European Union*.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Brussels, 29 October 2007.

For the Commission

Joe BORG

Member of the Commission

⁽¹⁾ OJ L 358, 31.12.2002, p. 59. Regulation as amended by Regulation (EC) No 865/2007 (OJ L 192, 24.7.2007, p. 1).

⁽²⁾ OJ L 102, 7.4.2004, p. 9. Regulation as amended by Regulation (EC) No 1646/2006 (OJ L 309, 9.11.2006, p. 1).

⁽³⁾ Council Document No 11823/06 ADD 1, 20 July 2006.

⁽⁴⁾ OJ L 365, 10.12.2004, p. 19. Regulation as amended by Regulation (EC) No 1570/2005 (OJ L 252, 28.9.2005, p. 6).

ANNEX

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Specific reference levels for fishing fleets registered in the outermost regions of Spain, France and Portugal

Spain			
Fleet segment	Segment code	GT	kW
Canary Islands. Length < 12 m. EU waters	CA1	2 878	23 202
Canary Islands. Length ≥ 12 m. EU waters	CA2	4 779	16 055
Canary Islands. Length ≥ 12 m. International and third country waters	CA3	51 167	90 680
Total		58 824	129 937

France			
Fleet segment	Segment code	GT	kW
Réunion. Demersal and pelagic species. Length < 12 m	4FC	1 050	19 320
Réunion. Pelagic species. Length ≥ 12 m	4FD	10 002	31 465
French Guiana. Demersal and pelagic species. Length < 12 m	4FF	475	6 260
French Guiana. Shrimp vessels.	4FG	7 560	19 726
French Guiana. Pelagic species. Offshore vessels.	4FH	3 500	5 000
Martinique. Demersal and pelagic species. Length < 12 m	4FJ	5 409	142 116
Martinique. Pelagic species. Length ≥ 12 m	4FK	1 000	3 000
Guadeloupe. Demersal and pelagic species. Length < 12 m	4FL	6 188	167 765
Guadeloupe. Pelagic species. Length ≥ 12 m	4FM	500	1 750
Total		35 684	396 402

Portugal			
Fleet segment	Segment code	GT	kW
Madeira. Demersal species. Length < 12 m	4K6	680	4 574
Madeira. Demersal and pelagic species. Length ≥ 12 m	4K7	5 354	17 414
Madeira. Pelagic species. Seine. Length ≥ 12 m	4K8	253	1 170
Azores. Demersal species. Length < 12 m	4K9	2 721	30 910
Azores. Demersal and pelagic species. Length ≥ 12 m	4KA	14 246	29 845
Total		23 254	83 913'